

REMARKS

No claims have been amended, cancelled or added in this Reply. Accordingly, claims 40-54 are currently pending.

Double Patenting Rejection

The Examiner has previously rejected claims 40-47 and 52-53 on the ground of nonstatutory obviousness-type double patenting as allegedly being unpatentable over claims 1-43 of U.S. Patent No. 6,721,411. Office Action dated 29 September at p. 3. A previously filed terminal disclaimer was not approved. Therefore, a new terminal disclaimer in compliance with 37 C.F.R. 1.321, a Power of Attorney, and a statement under 37 CFR 3.73(b) has been filed. Accordingly, Applicants respectfully request the Examiner withdraw this rejection.

Conclusion

This paper is intended to be a complete response to the above identified Final Office Action. Applicants believe no unpaid fees are due with this Response. However, should any fees be due, the Office is authorized to deduct this fee and any such other fees from Deposit Account no. 501922 referencing attorney docket number 199-0239US-C. Applicants invite the Examiner to call the undersigned with respect to any questions pertaining to this Response or associated application (832/446-2445).

Respectfully submitted,

/William Hubbard/
William Hubbard, Reg. No. 58,935

**WONG, CABELLO, LUTSCH,
RUTHERFORD & BRUCCULERI, L.L.P.**
20333 State Highway 249, Suite 600
Houston, TX 77070
Phone: 832-446-2445
email: whubbard@counselip.com